

# Senate Study Bill 3176

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
NATURAL RESOURCES AND  
ENVIRONMENT BILL BY  
CHAIRPERSON BLACK)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the deer depredation management program and  
2 providing an effective date.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 5779XC 82  
5 av/nh/14

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1 1 Section 1. Section 481A.10A, Code 2007, is amended to read  
1 2 as follows:

1 3 481A.10A FARMER ADVISORY COMMITTEE.

1 4 The director shall establish a farmer advisory committee  
1 5 for the purpose of providing information to the department  
1 6 regarding crop and tree damage caused by deer, wild turkey,  
1 7 and other predators. Members of the committee shall include a  
1 8 representative designated by each of the following

1 9 organizations: the Iowa corn growers association, the Iowa  
1 10 farm bureau federation, the Iowa farmers union, the Iowa state  
1 11 horticulture society, the Iowa Christmas tree growers  
1 12 association, the department of agriculture and land  
1 13 stewardship, and the Iowa state university agricultural  
1 14 extension service. The committee shall meet with a  
1 15 representative of the department of natural resources on a  
1 16 quarterly basis. The committee shall serve without  
1 17 compensation or reimbursement for expenses.

1 18 Sec. 2. Section 481C.2, Code 2007, is amended to read as  
1 19 follows:

1 20 481C.2 DUTIES.

1 21 1. The director of the department of natural resources  
1 22 shall enter into a memorandum of agreement with the United  
1 23 States department of agriculture, animal damage control  
1 24 division. The wild animal depredation unit shall serve and  
1 25 act as the liaison to the department for the producers in the  
1 26 state who suffer crop and, horticultural product, tree, or  
1 27 nursery damage due to wild animals.

1 28 2. The department shall issue depredation permits to any  
1 29 landowner who incurs crop and, horticultural product, tree, or  
1 30 nursery damage of one thousand dollars or more due to wild  
1 31 animals.

1 32 3. The criteria for issuing depredation permits shall be  
1 33 established in administrative rules in consultation with the  
1 34 farmer advisory committee created in section 481A.10A. The  
1 35 administrative rules adopted pursuant to this section shall  
2 1 not require a producer to erect or maintain fencing at a cost  
2 2 exceeding one thousand dollars as a requisite for receiving a  
2 3 depredation permit or for participation in a depredation plan.

2 4 Sec. 3. NEW SECTION. 481C.2A DEER DEPREDATION MANAGEMENT  
2 5 PROGRAM == PERMITS.

2 6 1. Deer depredation permits shall be available for  
2 7 issuance as follows:

2 8 a. Deer depredation permits shall be available for  
2 9 issuance to resident and nonresident hunters. The nonresident  
2 10 permits issued pursuant to this subsection shall be in  
2 11 addition to the number of nonresident licenses authorized  
2 12 pursuant to section 483A.8.

2 13 b. Permits issued pursuant to this subsection shall be  
2 14 valid and may be used during any deer hunting season until a  
2 15 deer has been harvested pursuant to the permit. Deer may be  
2 16 harvested pursuant to the permit with a rifle in the southern  
2 17 two tiers of counties during all regular gun seasons.

2 18 c. Permits issued pursuant to this subsection may be  
2 19 transferred at any time to a resident or nonresident hunter  
2 20 who has permission to hunt on the land for which the permit is  
2 21 valid. A permit can only be transferred once. A producer who  
2 22 is issued such a permit shall notify the department if the  
2 23 permit is transferred, pursuant to a telephone or electronic  
2 24 licensing system provided by the department. A transferee  
2 25 shall be otherwise qualified to hunt deer in this state, have  
2 26 a hunting license, pay the wildlife habitat fee, and pay the  
2 27 one dollar fee for the purpose of the deer herd population  
2 28 management program.

2 29 2. Deer shooting permits shall be available for issuance  
2 30 as follows:

2 31 a. Deer shooting permits shall be available for issuance  
2 32 to landowners who incur crop, horticultural product, tree, or  
2 33 nursery damage as provided in section 481C.2 and shall be  
2 34 available for issuance for use on areas where public safety  
2 35 may be an issue.

3 1 b. Deer shooting permits issued pursuant to this  
3 2 subsection shall be valid and may be used outside of  
3 3 established deer hunting seasons.

3 4 3. Notwithstanding section 481C.2, subsection 3, a  
3 5 producer shall not be required to erect or maintain fencing as  
3 6 a requisite for receiving a deer depredation permit or for  
3 7 participation in a deer depredation plan pursuant to this  
3 8 section.

3 9 4. A person who harvests a deer with a depredation permit  
3 10 or a shooting permit issued pursuant to this section shall  
3 11 utilize the deer harvest reporting system set forth in section  
3 12 483A.8A and shall not be subject to different disposal or  
3 13 reporting requirements than are applicable to the harvest of  
3 14 deer pursuant to other deer hunting licenses.

3 15 5. The department shall administer and enforce the  
3 16 administrative rules concerning deer depredation, including  
3 17 issuance of deer depredation permits and deer shooting  
3 18 permits, that are established by the commission.

3 19 6. The department shall make educational materials that  
3 20 explain the deer depredation management program available to  
3 21 the general public, and available specifically to farmers and  
3 22 farm and commodity organizations, in both electronic and  
3 23 brochure formats by June 30, 2008.

3 24 7. The department shall conduct outreach programs for  
3 25 farmers and farm and commodity organizations that explain the  
3 26 deer depredation management program.

3 27 Sec. 4. Section 483A.24C, Code 2007, is repealed.

3 28 Sec. 5. EFFECTIVE DATE. This Act, being deemed of  
3 29 immediate importance, takes effect upon enactment.

3 30 EXPLANATION

3 31 This bill relates to harvesting deer pursuant to the  
3 32 state's deer depredation management program.

3 33 Code section 481A.10A is amended to provide that the farmer  
3 34 advisory committee established to provide information to the  
3 35 department of natural resources about crop and tree damage  
4 1 caused by wild animals shall include representatives  
4 2 designated by specified organizations.

4 3 Code section 481C.2 is amended to provide that the wild  
4 4 animal depredation program applies to damage to crops,  
4 5 horticultural products, trees, and nurseries.

4 6 Code section 483A.24C concerning the deer depredation  
4 7 management program is repealed and a new Code section 481C.2A  
4 8 is added to Code chapter 481C concerning that program.

4 9 New Code section 481C.2A directs the natural resource  
4 10 commission to make deer depredation permits and deer shooting  
4 11 permits available for issuance that meet specified criteria.  
4 12 A person who harvests a deer with such a permit must utilize  
4 13 the deer harvest reporting system set forth in Code section  
4 14 483A.8A. The department is also directed to make educational  
4 15 materials that explain the deer depredation management program  
4 16 available to the general public and specifically available to  
4 17 farmers and farm and commodity organizations. The materials  
4 18 must be available in electronic and brochure formats by June  
4 19 30, 2008.

4 20 The bill is effective upon enactment.

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